

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

ALLEN ATKINS #742687,

Plaintiff,

Case No. 2:23-cv-130

v.

HONORABLE PAUL L. MALONEY

UNKNOWN MENARD and
BETHANY STAIN,

Defendants.

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ORDER ADOPTING REPORT AND RECOMMENDATION

This is a prisoner civil rights action filed pursuant to 42 U.S.C. § 1983. Defendant Bethany Stain filed a motion for motion for summary judgment. The matter was referred to the Magistrate Judge, who issued a Report and Recommendation on January 24, 2024, recommending that this Court grant the motion. The Report and Recommendation was duly served on the parties. No objections have been filed. *See* 28 U.S.C. § 636(b)(1). Therefore,

IT IS HEREBY ORDERED that the Report and Recommendation (ECF No. 23) is APPROVED and ADOPTED as the Opinion of the Court.

IT IS FURTHER ORDERED that the motion for summary judgment (ECF No. 17) is GRANTED. Plaintiff's First Amendment retaliation and Eighth Amendment sexual assault claims against Defendant Menard remains.

Dated: February 26, 2024

/s/ Paul L. Maloney
Paul L. Maloney
United States District Judge